



# State of Utah

DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

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February 13, 1996

Lawnie Mayhew  
Harper Contracting, Incorporated  
P. O. Box 18400  
Kearns, Utah 84118

Re: Tentative Approval, Large Mining Operation Notice of Intention (LMO-NOI), Harper Contracting, Inc. (Harper), Parley's Canyon Quarry, M/035/012, Salt Lake County, Utah

Dear Mr. Mayhew:

The Division has completed a review of your NOI-LMO response prepared by JBR Environmental Consultants, Inc. received January 22, 1996. The submission included a response to the Division December 6, 1995 letter, a redline/strikeout revised version of the LMO-NOI application, a clean copy of the revised version of the LMO-NOI, and an aerial photograph of the quarry area. This additional information has satisfied all the Division's concerns listed in the December 6, 1995 letter.

At this time the Division hereby grants tentative approval of Harper Contracting's Large Mine Operation Notice of Intent for the Parley's Canyon Quarry. The Division will prepare a public notice to begin the 30-day public comment period. In addition, a request for Board Approval for Amount and Form of Reclamation Surety will be listed on the agenda for the February 28, 1996 Board Hearing. The 30-day public comment period will extend beyond the date of the February Board Hearing. Rather than postpone this matter until the March 1996 Board Hearing, the Division will request approval from the Board conditioned on the successful completion of the public comment period. If conditionally approved by the Board, the Division will be able to issue final approval immediately after the successful completion of the public comment period.

The Division's response to Harper's variance requests are listed below under the appropriate rule heading.

## Variance Request R647-4-111.7 Highwalls

Harper has indicated that the overall final slope of the pit highwall will be 45° or less. This highwall angle is within the requirement of this rule; therefore, no variance request is required for the proposed highwall configuration. AAG



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**Variance Request R647-4-111.12 Topsoil Redistribution**

The Division's previous letter granted a variance to this rule for those areas which were disturbed prior to Harper's operation. The additional information provided by Harper justifies extending this variance to those areas identified in this proposal as previously undisturbed areas which will be disturbed. The Division hereby grants a variance to the topsoil redistribution requirements for these previously undisturbed areas which will be disturbed as a result of the proposed operations. The areas specifically included in granting this additional variance are: (1) the portion of the undisturbed "island" which will be disturbed (i.e. covered) by the final pit floor and final highwall, and (2) the northeast portion of this same undisturbed "island" which will be disturbed as a result of new access roads on the steep terrain. AAG

**Variance Request R647-4-111.13.11 Revegetation**

The Division's previous letter granted a variance to this rule. The Division is in agreement with Harper's response stating that the revegetation efforts at the site will be considered "successful" when the revegetation treatments have been performed according to the approved plan. The performance of these revegetation treatments will need to be verified in the field by Division personnel during the actual performance of this reclamation. AAG

**R647-4-113 Surety**

The revised reclamation surety estimate prepared by Harper is acceptable with the exception of one item. The item of general site cleanup and trash removal at \$50/acre for 16.1 acres amounts to \$805 not \$500 as shown at the top of page 21 in the redline/strikeout text. Carrying this amount through the contingency and escalation calculations and then rounding to the nearest \$100 would give a final surety amount of \$36,800 in terms of year 2001 dollars. Please revise the amount accordingly in the final versions of the Reclamation Contract and Surety Bond form. AAG

On February 2, 1996, we received your facsimile copy of the draft Reclamation Contract and Surety Bond forms. We will use these documents to prepare the information package for the Board Hearing.

Thank you for your cooperation and assistance in this permitting matter. If you have any concerns or questions regarding this letter, or the Board approval process please feel free to call me or any of the other members of the Minerals Staff.

Sincerely,



D. Wayne Hedberg  
Minerals Permit Supervisor

jb  
cc: Doug Jones, JBR  
M035012.let